

# Court of Appeals, State of Michigan

## ORDER

Auto-Owners Insurance Company v Keizer-Morris Inc

Henry William Saad  
Presiding Judge

Docket No. 296165

Kathleen Jansen

LC No. 2007-086901-CK

Pat M. Donofrio  
Judges

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The motion to dismiss this appeal pursuant to MCR 7.211(C)(2) is GRANTED and this appeal is DISMISSED for lack of jurisdiction. The claim of appeal was not filed within 21 days of the entry of the December 29, 2009, order. MCR 7.204(A)(1)(a). "The time limit for an appeal of right is jurisdictional." MCR 7.204(A). The identical January 4, 2010, order is not appealable of right because it is not "the first judgment or order that disposes of all the claims and adjudicates the rights and liabilities of all the parties" in this matter. MCR 7.202(6)(a)(i); MCR 7.203(A)(1). At this time, appellant may seek to appeal the December 29, 2009, order by filing a delayed application for leave to appeal under MCR 7.205(F).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 16 2010

Date

*Sandra Schultz Mengel*  
Chief Clerk